GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department –Land Acquisition for House Sites– West Godavari District – Pedapulleru Village, Undi Mandal - Land Acquired for provision of house sites to the weaker section people – Sanction of Rs.3,156/- towards balance decretal charges in A.S No.873/92 in EP No.144/2006 in O.P No.58/1988 – Orders- Issued.

==========

SOCIAL WELFARE (BUDGET&LA) DEPARTMENT

G.O.RT.No. 317 Dated: 20.07.2015

Read the following

1. From the Dist Collector, West Godavari Lr.No.G2/6907/2001/SW, dated 12.11.2012.
2. From the CSW, A.P., Hyderabad Lr.No.LA3/9518/2012, dated 28.11.2012.
3. From the Spl. CS & CCLA, AP, Hyd. Ref No S2/1121/2012, dated 18.07.2013

*****

O R D E R:

In the reference 3rd read above, the Special Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has informed that the LAO/MRO, Undi has acquired lands to an extent of Ac 0.84 Cts in R.S.No : 85 etc., situated at Pedapulleru Village of Undi Mandal for providing house sites, vide Award Procs No : 1/88, dt : 23.03.1988, duly fixing the market value at Rs. 33,571/- per acre with all other statutory benefits under LA Act. Aggrieved by the fixation of the market value awarded by the LAO , the awardees are filed O.P at Subordinate Judge, Bhimavaram vide LAOP No : 58/1988 . On the reference made u/s. 18 of the LA Act, the Lower Court in its orders dated 01.10.1990 has issued as follows :

1. That the value of the land be and is hereby fixed at Rs. 60,000/- per acre and that the claimants be and are hereby entitled for difference amount and it is here by declared that the claimants are not entitled to anything more on account of trees. .
2. That the claimant be and hereby entitled for solatium @ 30% on difference amount.
3. That the claimants be and are hereby entitled for additional amount calculated @ 12% on the difference of market value from the date of 4(1) notification 20.06.1986 till the date of taking possession 20.04.1988.
4. The claimant be and hereby entitled to the interest @ 9% per annum on the enhanced amount, from the date of taking possession 20.04.1988 for a period of one year and at 15% p.a. till the date the amount is paid on deposited into Court.

Aggrieved by the Lower Court the Claimants have filed AS. No. 873/1992 and the Hon'ble High Court orders dated 24.4.2003 are as follows :

" the appeal preferred .by the Land Acquisition Officer is liable to be dismissed . The respondents claimants are entitled to compensation @ Rs. 75,000/- per acre. They are also entitled for consequential statutory benefits as has been awarded in the Reference Court. They are further entitled for compensation at the rate of Rs.3,000/- per each of the coconut tree".

Thereafter, the District Collector, West Godavari has submitted proposals for sanction of Rs. 3,156/- towards payment of decretal charges in AS No.873/92 in OP No.58/88 for the land acquired to an extent of Ac 0.84 Cts in R.S.No. 85 etc., situated at Pedapulleru Village Undi Mandal of West Godavari District for providing house sites to the weaker section people.

PTO

2. After verification and scrutiny of the proposals submitted by the Commissioner of Social Welfare, A.P.,/District Collector, West Godavari the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has sent comparative calculation sheet for an amount of Rs. 3,156/- towards payment of decretal charges in AS No.873/92 in E.P No.144/2006 in OP No.58/88 for the land acquired to an extent of Ac 0.84 Cts in R.S. No.85 etc., situated at Pedapulleru Village Undi Mandal of West Godavari District for providing house sites to the weaker section people.

3. Government, after careful examination of the above proposal, hereby accord permission to the Director of Social Welfare, A.P., Hyderabad for release an amount of Rs. 3,156/- (Rupees three thousand one hundred and fifty six only) to the District Collector, West Godavari towards payment of decretal charges in AS No.873/92 in E.P No.144/2006 in O.P No.58/88 for the land acquired to an extent of Ac 0.84 Cts in R.S.No : 85 etc., situated at Pedapulleru Village Undi Mandal of West Godavari District for providing house sites to the weaker section people

4. The expenditure sanctioned in para (3) above shall be met within the B.E.2015-16 and debited to the following Head of Account**:**

"2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid".

5. The Director of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, West Godavari to comply with the Court orders in A.S No.873/92 in EP No.144/2006 in O.P No.58/88.

6. The District Collector, West Godavari shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. VIJAY KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Special Chief Secretary & Chief Commissioner of
Land Administration, A.P., Hyderabad
The Director of Social Welfare, A.P., Hyderabad,
The District Collector, West Godavari
Copy to:
The Director of Treasury & Accounts, A.P., Hyderabad,
The Accountant General, A.P., Hyderabad,
The Deputy Director of Treasury & Accounts, West Godavari District.
Finance (EBS-III) Department
SF/SC

//FORWARDED::BY ORDER//

SECTION OFFICER